THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.12977 of 2006

Dated: 29.06.2006

Between:

Mohd. Nayeemuddin (EC No.87642), S/o Sirajuddin, working as Shramik, Bodhan Depot, Nizamabad.

.... PETITIONER

AND

The A.P. State Road Transport Corporation, rep. by its Regional Manager, Nizamabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No.12977 of 2006

Order:

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent-Corporation.

The petitioner states that while he was working as driver in the respondent-Corporation, as he was declared as unfit to hold the said post vide order dated 02.03.2005 and was placed on leave with effect from 02.03.2005 on the ground of defective vision and not provided any alternative employment as per the provisions of Section 47 of the Persons with Disability (equal opportunity, protection of rights, full participation) Act, 1995 (for short 'the Act'), he filed W.P. No. 9255 of 2005, and this Court, by order dated 25.04.2005, disposed of the same directing the respondent-Corporation to take appropriate decision for providing alternative employment to the petitioner as per Section 4 of the Act within a period of two months from the date of receipt of a copy of that order. Pursuant to the said direction, though the respondent-Corporation, vide proceedings dated 18.08.2005, provided alternative employment to the petitioner, it failed to pay his back wages from 02.03.2005 to 17.08.2005 and other consequential service benefits, hence, he submitted a representation dated 03.05.2006 to respondent No.1-Regional Manager, APSRTC, requesting to pay his back wages from 02.03.2005 to 17.08.2005 and other consequential service benefits keeping in view the provisions of Section 47 of the Act, but no orders have been passed so far. Hence, the present writ petition is filed seeking to direct respondent No.1-Regional Manager to consider his representation dated 03.05.2006 and pass appropriate orders keeping in

view the provisions of Section 47 of the Act.

Since the representation dated 03.05.2006 of the petitioner is stated to be pending consideration before respondent No.1-Regional Manager, instead of keeping the writ petition pending,

I deem it appropriate to dispose of the writ petition directing the respondent No.1-Regional Manager to consider the same and pass appropriate orders in accordance with law particularly keeping in view the provisions of Section 47 of the Act, expeditiously.

The writ petition is accordingly disposed of. No costs.

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N.V. RAMANA, J.

Date: 29.06.2006
Nsr/Ksr